



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
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JUL 25 2003

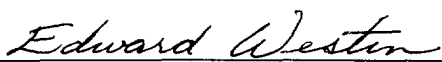
In re Application of	:	
John W. Moreland et al.	:	DECISION <i>SUA SPONTE</i>
Serial No.: 09/901,193	:	WITHDRAWING HOLDING
Filed: July 10, 2001	:	OF ABANDONMENT
For: METHODS AND APPARATUS TO	:	
ENHANCE ELECTRIC CURRENTS	:	

This is a decision, *sua sponte*, withdrawing the holding of abandonment of the above-identified application.

An Office action was mailed on March 14, 2003 giving applicant a one-month shortened statutory period for reply. On May 7, 2003, a Notice of Abandonment was mailed which held the application abandoned for failure to timely file a proper reply to the Office action. The mailing of the Notice of Abandonment was at the very least premature since extensions of time were available under the provisions of 37 C.F.R. § 1.136(a). Furthermore, applicant did in fact file a reply to the Office action. The reply was filed on May 5, 2003 together with a petition and fee for a one month extension of time which made the reply a timely response to the Office action of March 14, 2003.

Although no petition or request to withdraw the holding of abandonment in this application has been filed, the Notice of Abandonment is hereby vacated, the holding of abandonment withdrawn and the application restored to pending status in view of the timely response.

Examiner will be notified of this decision so that he may consider and act upon the reply of May 5, 2003.


Edward P. Westin, Special Programs Examiner
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Optical Systems, and Components